

#8  
2002  
10/27/03  
T-M

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Sanders et al.

Group Art Unit: 3635

Serial No. 10/039,717

Examiner: J. Chapman

Filed: January 3, 2002

MMB Docket No. 1805-0001

Title: Concrete Slab Protector

OFFICIAL

RECEIVED  
CENTRAL FAX CENTER

OCT 22 2003

I hereby certify that this correspondence is being  
Transmitted by facsimile to Fax No. 703-872-9327,  
Commissioner of Patents, P.O. Box 1450, Alexandria, VA  
22313-1450 on October 22, 2003  
(Date of Deposit)

Michael D. Beck

Name of person mailing Document or Fee

Michael D. Beck

Signature of person mailing Document or Fee

October 22, 2003

Date of Signature

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Commissioner of Patents  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from  
the decision set forth in the Official Action mailed July 29, 2003, in which the Examiner  
finally rejected claims 1-9.

Commissioner of Patents  
October 22, 2003  
Page 2 of 2

The Commissioner is authorized to charge the fee of \$165.00 to deposit account no. 13-0014 for the Notice of Appeal as required by 37 CFR § 1.17(b). Also, please provide any extension of time which may be necessary and charge any fees which may be due to Deposit Account No. 13-0014, but not to include any payment of issue fees.

Respectfully submitted,

MAGINOT, MOORE & BECK LLP



Michael D. Beck  
Attorney for Applicants  
Registration No. 32,722

October 22, 2003  
Maginot, Moore & Beck  
Bank One Tower/Center  
111 Monument Circle, Suite 3000  
Indianapolis, Indiana 46204-5115  
(317) 638-2922 telephone  
(317) 638-2139 facsimile

**RECEIVED  
CENTRAL FAX CENTER**

OCT 22 2003


**OFFICIAL**

PTO/SB/31 (08-03)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional)  <b>1805+0001</b>	
I hereby certify that this correspondence is being transmitted by facsimile to Fax No. 703-872-9327 for TC3600 addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on <u>October 22, 2003</u> Signature _____ Typed or printed Name <u>Michael D. Beck</u>		In re Application of <b>Mark E. Sanders</b> <hr/> Application Number <u>10/039,717</u> Filed <u>03 Jan 2002</u> <hr/> For <b>Concrete Slab Protector</b> <hr/> Art Unit <u>3635</u> Examiner <u>J. Chapman</u>	
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.			
The fee for this Notice of Appeal is (37 CFR 1.17(b))		\$ <u>330.00</u>	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		\$ <u>165.00</u>	
<input type="checkbox"/> A check in the amount of the fee is enclosed.			
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.			
<input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.			
<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>13-0014</u> . I have enclosed a duplicate copy of this sheet.			
<input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.			
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>			
I am the		 _____ Signature	
<input type="checkbox"/> applicant/inventor.		<b>Michael D. Beck</b> _____ Typed or printed name	
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)		<b>317-638-2922</b> _____ Telephone number	
<input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>32,722</u>		<b>22 October 2003</b> _____ Date	
<input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(e) _____			
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.			
<input checked="" type="checkbox"/> Total of <u>1</u> forms are submitted.			

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 and select option 2.